

**UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

|  |   |                      |
|--|---|----------------------|
| IN RE:                                   | ) | Chapter 11           |
|  | ) |                      |
| EQUIPMENT ACQUISITION RESOURCES,<br>INC. | ) | Case No.: 09 B 39937 |
|  | ) |                      |
| Debtor.                                  | ) | Hon. John H. Squires |
|  | ) |                      |
|  | ) | Date: March 30, 2010 |
|  | ) | Time: 9:30 a.m.      |

**NOTICE OF MOTION**

To: See Attached Service List

PLEASE TAKE NOTICE that on **March 30, 2010 at 9:30 a.m.** or as soon thereafter as counsel may be heard, we will appear before Hon. John H. Squires, or any other judge sitting in his stead, in Courtroom 680 of the Dirksen Federal Building, 219 S. Dearborn St., Chicago, Illinois, on the attached **MOTION FOR JOINT HEARING ON ADEQUACY OF DISCLOSURE STATEMENT AND CONFIRMATION OF DEBTOR'S PLAN OF REORGANIZATION**, at which time and place you may appear as you see fit.

**EQUIPMENT ACQUISITION RESOURCES,  
INC., debtor and debtor in possession**

By: /s/ Kevin H. Morse  
One of its Attorneys

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**CERTIFICATE OF SERVICE**

I, Kevin H. Morse, an attorney, certify that I caused a copy of the Notice of Motion and Motion to be served on the parties listed on the attached Service List to those parties receiving notification by participation in the Court's ECF system, as indicated on the attached Service List, on March 25, 2010.

By: /s/ Kevin H. Morse

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**IN THE UNITED STATES BANKRUPTCY COURT  
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| Debtor.                          | ) | Hon. John H. Squires |
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**MOTION FOR JOINT HEARING ON ADEQUACY OF DISCLOSURE STATEMENT  
AND CONFIRMATION OF DEBTOR'S PLAN OF REORGANIZATION**

Equipment Acquisition Resources, Inc., debtor and debtor in possession ("Debtor"), by and through its attorneys, Arnstein & Lehr LLP, respectfully requests that this Court set a joint hearing on the adequacy of the Debtor's Disclosure Statement and for confirmation of the Debtor's Plan of Reorganization. In support thereof, the Debtor states as follows:

**JURISDICTION**

1. This Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Venue is proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409. Consideration of this Motion is a core proceeding pursuant to 28 U.S.C. §157(b).

**BACKGROUND**

2. On October 23, 2009 (the "Petition Date"), the Debtor filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code (the "Chapter 11 Case"). On the same date, the Debtor filed its Bankruptcy Schedules and Statement of Financial Affairs.

3. Pursuant to sections 1107(a) and 1108 of the Bankruptcy Code, the Debtor continues to operate its business and manage its financial affairs as a debtor in possession. No trustee, examiner or committee has been appointed in this case.

4. The Debtor is an Illinois Corporation, organized and existing under the laws of the state of Illinois and operating in several buildings near its headquarters at 555 S. Vermont Street, Palatine, Illinois.

5. Prior to commencement of this case, the Debtor purported to be a market maker in the semiconductor manufacturing equipment sales and servicing industry. The Debtor marketed and sold technologically advanced equipment to customers throughout the world. The Debtor also purported to perform processing services for companies in the semiconductor industry.

6. The Debtor owned and/or leased numerous pieces of semiconductor manufacturing equipment. The Debtor has subsequently abandoned its interest in this equipment pursuant to Court order dated December 10, 2009.

7. On October 8, 2009, after it became clear that the Debtor may have engaged in fraudulent activity, the members of the Debtor's board of directors and its officers resigned. The shareholders elected William A. Brandt, Jr. as the sole member of the board of directors and as the Chief Restructuring Officer (the "CRO"). The CRO filed the instant petition to manage the Debtor's assets for the benefit of all creditors.

8. On March 19, 2010, the Debtor timely filed its Disclosure Statement and Plan of Liquidation ("Plan").

**RELIEF REQUESTED**

9. The Debtor requests that a joint hearing be held on the adequacy of the Disclosure Statement and confirmation of the Plan. The Debtor also proposes that a deadline for submission of ballots be set ("Balloting Deadline") and that creditors holding Class 3 claims (unsecured creditors) be required to submit ballots, pursuant to the Plan, by the Balloting Deadline.

10. Upon confirmation of the Debtor's Plan, the Debtor's assets will be transferred to a Creditor Trust and the Creditor Trustee will begin to liquidate the Debtor's assets and make distributions to unsecured creditors. The Plan also provides for the Creditor Trustee to pursue certain litigation claims for the benefit of the estate.

11. As the Debtor's unsecured creditors are the only claimants entitled to vote on the Plan, and are expected to support the Plan, a joint hearing on the adequacy of the Disclosure Statement and confirmation of the Plan is in the best interest of the estate. A joint hearing will expedite the Debtor's liquidation and allow the Creditor Trustee to immediately begin the claim objection process and prosecute the necessary litigation claims.

WHEREFORE, the Debtor respectfully requests that the Court:

A. Set a joint hearing on adequacy of the disclosure statement and confirmation of the Plan of Reorganization; and



B. Grant such other and further relief as the Court finds proper and just.

**EQUIPMENT ACQUISITION RESOURCES,  
INC., debtor and debtor in possession**

By: /s/ Kevin H. Morse  
One of its Attorneys

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